

No. 22-6640

IN THE
SUPREME COURT OF THE UNITED STATES

EUGENE JACKSON,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

MOTION FOR LEAVE TO DISPENSE
WITH PREPARATION OF A JOINT APPENDIX

Pursuant to Rule 26.8 of this Court, Petitioner respectfully seeks leave to dispense with the requirement of a joint appendix in this case. Respondent, the United States of America, agrees that a joint appendix is unnecessary.

The question presented is a pure question of law: whether the “serious drug offense” definition in the Armed Career Criminal Act, 18 U.S.C. § 924(e)(2)(A)(ii), incorporates the federal drug schedules that were in effect at the time of the federal firearm offense, or the federal drug schedules that were in effect at the time of the prior state drug offense. The opinions of the U.S. Court of Appeals for the Eleventh Circuit are included in the appendix to the petition for a writ of certiorari. The parties do not believe that any other portion of the record merits special attention that warrants the preparation and expense of a joint appendix. Accordingly, a separate joint appendix would not materially assist in the Court’s consideration of the case.

For the foregoing reasons, Petitioner respectfully requests that the motion to dispense with the requirement of a joint appendix be granted.

Respectfully submitted,

MICHAEL CARUSO
Federal Public Defender

/s/ Andrew L. Adler

Andrew L. Adler

Counsel of Record

Assistant Federal Public Defender

1 E. Broward Blvd., Suite 1100

Ft. Lauderdale, FL 33301

(954) 356-7436

Andrew_Adler@fd.org

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